

# FOLLOW-UP AGENDA RANCHO PALOS VERDES CITY COUNCIL ADJOURNED REGULAR MEETING JANUARY 21, 2009 FRED HESSE COMMUNITY PARK, 29301 HAWTHORNE BOULEVARD

<u>Time Estimates</u>: The time noted next to an agenda item is only an estimate of the amount of time that will be spent during the meeting on that particular item. Accordingly, these estimates should not be relied on in determining when a matter will be heard, especially since agenda items are often re-ordered during a meeting and may be discussed at any time.

7:00 P.M. REGULAR SESSION

(15 mins) CALL TO ORDER:

**ROLL CALL:** 

**FLAG SALUTE:** 

PRESENTATION: Southern California Edison

**MAYOR'S ANNOUNCEMENTS:** Mayor Clark introduced the Mayor's RPV Heroes Program and presented the first award to Ken Dyda; he also highlighted donors of the Gifts for Parks.

**RECYCLE DRAWING:** 

APPROVAL OF AGENDA:

**PUBLIC COMMENTS:** (This section of the agenda is for audience comments for items **NOT** on the agenda.)

**CITY MANAGER REPORT:** City Manager Lehr requested the postponement of the Council's Team Building Session on February 21, 2009 to a date to be determined in the future. City Attorney Lynch provided a brief summary on State law and the procedure to address a Council Members' absences due to illness.

### **NEW BUSINESS:**

# (5 mins) APPROVAL OF CONSENT CALENDAR:

### EMERGENCY STORM DRAIN PROJECT

1. Palos Verdes Drive South (PVDS) Storm Drain Rehabilitation (Dragoo)

Action Taken: Reviewed and reconfirmed by a four/fifths (4/5) vote, the
Council's previous action on November 18, 2008, authorizing staff to proceed
with emergency repairs to the PVDS storm drain.

### OTHER CONSENT CALENDAR ITEMS:

2. Motion to Waive Full Reading

**Action Taken:** Adopted a motion to waive reading in full of all ordinances presented at this meeting with consent of the waiver of reading deemed to be given by all Council Members after the reading of the title.

- 3. Approval of the Minutes (Morreale)
  - **Action Taken:** Approved the Minutes of the August 5, 2008 Regular Meeting; September 2, 2008 Regular Meeting; September 16, 2008 Regular Meeting; October 7, Regular Meeting; October 21, 2008 Regular Meeting; November 22, 2008 Adjourned Regular Meeting; December 2, 2008 Adjourned Regular Meeting; and, December 6, 2008 Adjourned Regular Meeting.
- 4. July 4<sup>th</sup> Celebration Contract Extension (Rosenfeld) Action Taken: Approved the proposal from Bell Event Services to continue to produce the City's annual July 4<sup>th</sup> Independence Day Celebration for a period of five years (2009-2013 events), and authorized the Mayor and City Clerk to execute the attached agreement.
- Gifts for Parks (Waters)
   Action Taken: Accepted the Gifts for Parks donations and directed staff to prepare donor letters of appreciation for the Mayor's signature.
- Amend and Extend Professional Services Agreement with SCS Engineers, and Approve Budget Authorization for Grant from the Department of Conservation (Ramezani)

Action Taken: 1) Amended the current professional services agreement with SCS Engineers to enhance the scope of services to include administration of a new grant, and increase their existing FY 08-09 agreement in the amount of \$26,500 by an additional \$15,000 for the administration of the grant, to a new not to exceed total of \$41,500; 2) Extended the current professional services agreement with SCS Engineers for two years, in the amount not to exceed \$28,000 for FY 09-10, and \$30,000 for FY 10-11; 3) Authorized the Mayor and

City Clerk to execute a contract amendment with SCS Engineers to amend the scope of services and budget, and extend the agreement by two years, in the amount not to exceed \$28,000 for FY 09-10, and \$30,000 for FY 10-11, for implementation of the SRRE, Used Oil Block and Department of Conservation Grant programs, and other support services; and, 4) ADOPTED RESOLUTION NO. 2009-01, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2008-47, THE BUDGET APPROPRIATION FOR FISCAL YEAR 2008-09, FOR A BUDGET ADJUSTMENT TO THE CITY'S WASTE REDUCTION FUND.

- 7. Claim Against the City by Valerie Grant Smith (Gyves)

  Action Taken: Rejected the claim and directed staff to notify the claimant.
- 8. Notice of Completion for the Residential Street Overlay and Slurry Seal Project (Area 7) (Vaish)

Action Taken: 1) Accepted the work as complete; 2) Authorized the City Clerk to file a Notice of Completion with the County Recorder; and if no claims are filed within 35 days after recordation, and upon the contractor posting an acceptable warranty bond, notice the surety company to exonerate the Payment and Performance bonds; and, 3) Authorized the Director of Public works to release the 10% retention payment in the amount of \$84,508.83 to Hardy & Harper, Inc. 35 days after recordation of the Notice of Completion by the County Recorder contingent upon no claims being filed on the project, and the contractor posting an acceptable warranty bond.

- Appeal of the Planning Commission's Conditional Approval of the Proposed St. John Fisher Master Plan: Conditional Use Permit (CUP) No. 96 – Revision "D," Grading Permit, Minor Exception Permit, Sign Permit, and Environmental Assessment (Case No. ZON2007-00492); Project Address: 5448 Crest Road (Mikhail)
  - **Action Taken:** Directed staff to work with the applicant to revise the resolutions so they are consistent with Council direction provided at the December 16, 2008 Council meeting; staff to return with a Consent Calendar item at the February 17, 2009 meeting.
- 10. California Coastal National Monument Memorandum of Understanding between the City and the Bureau of Land Management (Mihranian) Action Taken: Authorized the execution of a Memorandum of Understanding (MOU), as amended, between the City of Rancho Palos Verdes and the United States Department of the Interior's Bureau of Land Management to assist with the preservation and stewardship of the City's coastline as part of the California Coastal National Monument program.
- 11. FY07-08 Redevelopment Agency Annual Report (Downs)

  Action Taken: Received and filed the FY07-08 annual report for the

Redevelopment Agency.

12. Continuation of Funding for the City/Palos Verdes Peninsula Land Conservancy (PVPLC) State Lobbyist (Rojas)

Action Taken: ADOPTED RESOLUTION NO. 2009-02, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, THEREBY APPROVING A BUDGET ADJUSTMENT FOR \$9,000 TO HELP FUND THE SERVICES OF MR. JOSEPH CAVES OF CONSERVATION STRATEGY GROUP THROUGH THE REMAINDER OF THE FY 2008-09 AS AN ADVOCATE OF THE CITY FOR SECURING STATE MONIES FOR THE CITY'S CONTINUING OPEN SPACE ACQUISITIONS.

- 13. Notification of Vacancies on the Equestrian Committee (Morreale)

  Action Taken: Received and filed the report.
- 14. Contract Addendum No. 4 for the Marymount College Facilities Expansion Project Environmental Impact Report (30800 Palos Verdes Drive East) (Mihranian)

**Action Taken:** Approved Contract Addendum No. 4 to the Agreement for Consulting Services between the City of Rancho Palos Verdes and Robert Bein, William Frost & Associates (RBF) for the preparation of an Environmental Impact Report for the Marymount College Facilities Expansion Project, in the amount of \$7,640.

- 15. October 2008 Monthly Report of Cash Balances (McLean)
  Action Taken: Received and filed the October 2008 Monthly Report of Cash Balances for the City of Rancho Palos Verdes.
- 16. Register of Demands (McLean)

**Action Taken:** ADOPTED RESOLUTION NO. 2009-03, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING FUNDS FROM WHICH THE SAME ARE TO BE PAID.

# # # # # #

### **PUBLIC HEARINGS:**

(60 mins) 17. Appeal of the Planning Commission's Denial of Case No. ZON2008-00091 for a General Plan Amendment and Zone Change for property located at 28103 Hawthorne Boulevard (Valero Gas Station site) [Continued from November 6, 2008] (Schonborn)

**Action Taken:** Continued the item to April 21, 2009 and directed Staff to initiate and bring forth a Code Amendment prior to that time that requires the approval of a Conditional Use Permit for any use in the CL zone.

Revision "RR" to the Trump National Golf Course Project (Pfost) (30 mins) 18. Action Taken: 1) ADOPTED RESOLUTION NO. 2009-04, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ADOPTING ADDENDUM 38 TO ENVIRONMENTAL IMPACT REPORT NO. 36: 2) ADOPTED URGENCY ORDINANCE NO. 482U, AN ORDINANCE OF THE CITY OF RANCHO PALOS VERDES, APPROVING AMENDMENT NO. 7 TO THE TRUMP NATIONAL DEVELOPMENT AGREEMENT, AUTHORIZING AN EXTENSION TO THE DEVELOPMENT AGREEMENT TO JULY 22, 2009, AND DECLARING THE URGENCY THEREOF; 3) Authorized the Mayor and the City Clerk to execute the documents on behalf of the City; 4) Extended Vesting Tentative Tract Map No. 50666 consistent with the term of the Development Agreement; and (5) ADOPTED RESOLUTION NO. 2009-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING GRADING PERMIT NO. 1541 TO ALLOW AN EXTENSION TO THE OPERATION OF THE DRIVING RANGE TO JULY 22, 2009.

## PAUSE TO CONSIDER THE REMAINDER OF THE AGENDA:

### **REGULAR NEW BUSINESS:**

- (15 mins) 19. FY07-08 Comprehensive Annual Financial Report (Downs) **Action Taken:** Continued the item to February 3, 2009.
- (15 mins) 20. Repeal of Resolution No. 2002-43 (Lynch)

  Action Taken: ADOPTED RESOLUTION NO. 2009-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, WHICH WILL REPEAL RESOLUTION NO. 2002-43, IN RESPONSE TO THE DECISION BY THE COURT OF APPEAL IN THE MONKS CASE.
- (15 mins) 21. Mayor's Appointment of City Council Members to Intergovernmental Organizations and Associations (Morreale)

  Action Taken: Continued the item to February 3, 2009.
- (5 mins) 22. Letter of Support Reappointment of Mayor Clark to the California Coastal Commission (Petru)

  Action Taken: Authorized the staff to compose a letter on behalf of the City Council, for signature by the Mayor Pro Tem, to the Chair of the California State Senate Rules Committee endorsing the re-appointment of Mayor Larry Clark to the California Coastal Commission.
- (15 mins) CITY COUNCIL ORAL REPORTS: (This section of the agenda is designated for oral reports from Council Members to report action taken at outside committee and association meetings.)
- (5 mins) COUNCIL DISCUSSION & SUGGESTION OF FUTURE AGENDA ITEMS:

**ADJOURNMENT:** Adjourned at 12:59 A.M. to Saturday, January 31, 2009 at 9:00 a.m. at Hesse Park for the Community Leader's Breakfast to be followed by the Tactical Planning Workshop.

American with Disabilities Act. In compliance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's Office at 310 544-5208 at least 48 hours prior to the meeting.

*NOTE*: Staff reports are available for inspection at City Hall, 30940 Hawthorne Boulevard during regular business hours, 7:30 A.M. to 5:30 P.M. Monday – Thursday and 7:30 A.M. to 4:30 P.M. on Friday. The agenda and staff reports can also be viewed at Hesse Community Park, 29301 Hawthorne Boulevard during regular business hours: Monday – Friday from 9:00 A.M. until dusk; Saturday and Sunday from 10:00 A.M. until dusk.

Written materials, including emails, submitted to the City are public records and may be posted on the City's website. In addition, City meetings may be televised and may be accessed through the City's website. Accordingly, you may wish to omit personal information from your oral presentation or written materials as it may become part of the public record regarding an agendized item.

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter of the lobby of the City Hall Administration Building at 30940 Hawthorne Boulevard, Rancho Palos Verdes during normal business hours.

You can also view the agenda and staff reports at the City's website www.palosverdes.com/RPV.

W:\Temp Follow Up Agendas\20090121 CC Follow-Up AGENDA.doc